

# THE COLUMBIA EVENING MISSOURIAN

THIRTEENTH YEAR

COLUMBIA, MISSOURI, MONDAY, JANUARY 31, 1921.

FOUR-THIRTY O'CLOCK EDITION

NUMBER 128

## HALF CENTURY RECORD TO BE BROKEN HERE

Episcopal Convention in April to Be First in 40 Years Held Outside of St. Louis.

**PLAN SERVICE BUILDING**  
Committee to Look Up Site for Structure—Will Meet in Columbia in a Few Weeks.

Calvary Episcopal parish will have two unprecedented events to record in its history when the Northern and Southern conventions of the diocese meet in Columbia in April, and again next January, when the diocesan convention is held here. More than this, a committee appointed last week by Bishop Frederick Johnson will be here in a few weeks to look over the grounds for the proposed service building for the Columbia church. Some twenty clergymen and an equal number of lay delegates, including representatives of the Woman's Auxiliaries of the various parishes in Missouri, will meet here April 5, 6 and 7. This will be the first time the two conventions outside of St. Louis, into which the Episcopal diocese of Missouri is divided, have held a joint meeting. The Columbia parishioners will entertain the visitors at their homes during their three-day stay.

With the appointment of a committee to look over the site for an Episcopal service building for Calvary parish, action on the plan adopted a year ago by the diocesan convention is expected to begin. At the 1921 convention, held last week in St. Louis, Bishop Johnson appointed on the committee which will visit Columbia in a few weeks: Dean Carroll M. Davis of Christ Church Cathedral, St. Louis; Dr. J. J. Wilkins of Kirkwood; and L. W. Berry, layman representative from Calvary parish. The Rev. J. H. George said this morning that the committee would undoubtedly be engaged.

The plans for the building, as proposed by the Men's Club of the church, include a dormitory for men students, swimming pool, facilities for recreation, and a lounge room for women students. The lot next to the Episcopal church is that suggested for the erection of the service building.

Since Episcopal students come to the University from all over the state, the co-operation of the diocese in caring for the spiritual needs of the students during their residence in Columbia is considered important. At present there are about 175 Episcopal students attending the University and Christian and Stephens colleges.

When the diocesan convention holds its session in the "Athens of Missouri" next January, a precedent will be broken, for for forty years has the convention met anywhere except in St. Louis. Before that time, when the state was divided into two dioceses, the convention was sometimes held in St. Joseph. The invitation of the Rev. J. H. George to hold the 1922 session in Columbia, was opposed by many because it was considered that Columbia was difficult to reach.

Bishop Johnson will be in Columbia Sunday to preach the sermon, and to administer the rite of confirmation to some eight or ten candidates. He is expected to attend the "open house" gathering of students at 809 Rollins street at 5 o'clock Sunday evening also.

**WILL INSTALL OFFICERS**  
C. E. Hopper to Be Commander of Knights of Maccabees.

The Knights of Maccabees, Athens Tent, Lodge No. 7 will install their officers at their meeting Wednesday night: Commander, C. E. Hopper; lieutenant-commander, Albert Rummans; past commander, Dave Miller; chaplain, A. C. Brady; secretary, G. S. Starrett; sergeant, Frank Ketchum; first master of guards, C. O. Whiteside; sentinel, George Barkwell; and picket, William Class. Refreshments will be served after the installation ceremonies.

**Mrs. W. S. Dorsey Ill in Hospital.**  
Mrs. W. S. Dorsey is in Parker Memorial Hospital as a result of what the doctors have diagnosed as anemia. Mrs. Dorsey has been ill for several months, but she was not taken to the hospital until yesterday. Her daughter, Mrs. Warren Fuqua, of Monroe City, is in Columbia now.

**C. H. S. Glee Club Formed.**  
The boys at Columbia High School have organized a glee club. Those who made the club are: Frank Wharton, Thomas Sides, Junior Harper, Heyward Foreman, R. H. Fubank, Ivan Brooks, Campbell Alexander, Cecil Goggins, Emerson Brooks and Cyril Goggins.

**Demand for Wall Street Probe.**  
By United Press.  
WASHINGTON, Jan. 31.—An investigation of Wall street was demanded today by Representative Baer of North Dakota. He introduced a resolution charging that Wall street "had made billions of dollars out of the misfortunes and miseries of the world within the last five years."

**President and Mrs. Wood to St. Louis.**  
President and Mrs. J. M. Wood of Stephens College went to St. Louis today.

## THE WEATHER

For Columbia and vicinity: Mostly cloudy and unsettled tonight and Tuesday; not much change in temperature; lowest tonight about 32.

For Missouri: Mostly cloudy and unsettled tonight and Tuesday; not much change in temperature. Within a radius of 200 miles of Columbia the lowest temperature during the next 36 hours will be north 26; east south, and west 30. The storm that was central in Kansas Saturday has moved to the Atlantic Coast. It has given much cloudy unsettled weather, with snow in the northern states but not much precipitation of any kind in central and southern sections; snow has been quite heavy in Illinois thence east to New York.

Moderate cold weather obtains for the different sections of the country, but there is no severe cold in sight.

All dirt roads are very muddy, and travel is difficult.

Mostly cloudy unsettled weather will prevail over Tuesday but no precipitation of consequence is expected.

Local data: The highest temperature in Columbia yesterday was 36; and the lowest last night was 30. Precipitation 0.00. A year ago yesterday the highest temperature was 55 and the lowest was 30. Precipitation 0.00. Noon yesterday, dry bulb, 34; wet bulb, 32; relative humidity, 81 per cent. 7 a. m. today: dry bulb, 30; wet bulb, 29; relative humidity 89 per cent. Sun rose today 7:17 a. m. Sun sets 5:27 p. m. Moon rises 1:14 a. m.

## CLARK QUILTS PRIMARY RACE

Present City Attorney Will Not Be Candidate for Office—Issues Statement.

Boyle G. Clark, present city attorney, has withdrawn from the race for the Democratic nomination for city attorney. He gave out this statement today:

I have decided to withdraw my announcement as a candidate for city attorney. When I announced my candidacy I did not know that I would have any opposition. Since then one candidate has already announced for the office, and I understand there is at least one other who is withholding his announcement on account of my candidacy. I have neither the time nor the inclination to enter a contest for an office that means so little to me personally as this office does. It takes considerable time from my private practice and I announced for re-election reluctantly and only after I thought that I would have no opposition. I cannot afford the loss of time necessary to a campaign.

I have never made a political campaign of any sort and have no desire for the experience. My chief interests are by no means for political office. I decided on this action Saturday, but at the urgent request of a number of my friends I kept the matter under consideration until today. I appreciate the interest of these friends and the support of the people of the town that I have received in the last two years in the performance of my duties as city attorney.

Because I have no political aspirations and because of the time necessary to make a campaign, and because I can occupy my time more profitably with my private law practice, I have decided not to run and am out of the race.

## WILL GIVE BENEFIT PLAY

"Mrs. Bumpstead-Leigh" to Be Presented by Tuesday Club.

"Mrs. Bumpstead-Leigh" will be presented in the University Auditorium February 25 and 26 under the auspices of the Tuesday Club for the benefit of the public library. The play, which is one in which Mrs. Fiske starred, will be directed by Miss Naama Forbes, head of the expression department of Stephens College. The cast will be composed of members of the Dramatic Arts Club and town people.

The Tuesday Club took charge of the public library when it was merely a small circulating library. The library was turned over to the city council by the club last year. The club pledges annually a certain sum of money to the support of the library. This year, in addition to the usual gift, these two benefit performances will be given.

**Chemistry Instructor Leaves.**  
A. G. Loomis, assistant professor of chemistry in the University, has resigned to accept a position as research physical chemist in the cryogenic laboratory of the Bureau of Mines, Washington, D. C. The work deals with the project of obtaining large quantities of helium gas for army and navy purposes.

**Eighth Street Property Sold.**  
Two land transactions were reported from the recorder's office today. N. Y. Harding sold property on Eighth street to H. Dawson Lewis for \$2,500, and Mr. and Mrs. Elijah N. Christman sold property in Centralia to W. M. Afflick for \$2,100.

## WOMAN, HELD FOR RANSOM. FOUND IN HUT

Mrs. Gladys Witherell, Kidnaped Last Tuesday From Home in Hollywood, Rescued Today by Police.

**TWO ARE UNDER ARREST**  
Confession Said to Have Been Made by Cousins, Which Implicates Three More in Crime.

By United Press.  
LOS ANGELES, Jan. 31.—Mrs. Gladys Witherell, who was kidnaped last Tuesday night from her Hollywood home, was rescued by police and deputy sheriffs from a deserted ranch several miles east of Carona, Cal., today.

Two men were arrested and are said to have confessed to the abduction. They are A. W. Carr and Floyd Carr, cousins. Mrs. Witherell said that she had not been harmed.

Armed with sawed-off shotguns, the deputies, police and detectives surrounded the lonely cabin. They found Mrs. Witherell guarded by one man, Floyd Carr.

Floyd Carr is declared to have been the "master mind" in the sensational kidnaping. The Carrs, police assert, carried out the abduction because of ill-feeling with Mrs. Witherell's father-in-law, Allan J. Witherell, retired banker, formerly of Chicago.

Floyd Carr is the "mysterious gray-haired man" who lured Mrs. Witherell away from her Hollywood bungalow with the story that a woman friend was injured and was calling for her. Mrs. Witherell went with the two men and when she became suspicious was chloroformed, according to her story to the officials.

She was taken through the mountains to the lonely ranch cabin and placed in a room with only a cot and two blankets. The men took her candy and treated her with every respect.

At least three others are said to be implicated and had hoped to obtain a share of the ransom money. The Carrs demanded \$50,000 from the young woman's husband.

## FARMERS' WEEK DISCUSSED

Agricultural Journal Says Farmers Have New Attitude.

Missouri farmers are showing a new attitude toward their business, according to the January 27 issue of the Farmer and Stockman, a weekly agricultural journal, in giving an account of the Farmers' Week and the Missouri Farm Bureau Federation.

"Of course the meeting was officially designated as Farmers' Week, which has been held at the College of Agriculture for ever so many years," says the Stockman, "and it is that respect it bore a similarity to previous meetings. The lectures and demonstrations were quite like those that have gone before. But in the conferences and lecture rooms, and in the spirit of the visitors, there was a change, a new attitude.

"Those directly concerned with the business of agriculture propose to have a hand in its management. They went to Columbia last week to hear suggestions of their specialists, to gain new ideas and ideals even as they have done before; they were anxious to consider those methods of efficient production; they came in large numbers and crowded the lecture and demonstration rooms as in former years; but there was a deeper motive than ever before—all this was a part of their business."

For years the College of Agriculture has been trying to make its lessons effective, and the Farmer and Stockman believes that the result of its work is shown in the large number of children who attended the recent Farmers' Week, for their presence shows home influence, proving that the farmers of Missouri are coming to regard farming as a business.

## MRS. MAY A. FORSEE DIES

Death Result of Complication of Diseases.

Mrs. May A. Forsee died at her home at 804 Fay street at 10:45 this morning. Her death is the result of a complication of diseases. Mrs. Forsee was born January 29, 1859 and was the daughter of the late Ned Davis. She will be buried at 2:30 o'clock tomorrow in the Columbia Cemetery. The Rev. W. M. Haushalter of the Christian Church will probably officiate.

## FIRE KILLS 3, INJURES 23

Large Building in Providence, R. I., Destroyed by Flames Today.

By United Press.  
PROVIDENCE, R. I., Jan. 31.—Three firemen were killed and twenty-three injured when the Mathewson Building was destroyed by fire here today. Two firemen previously reported dead were rescued from beneath the debris.

**WOULD BE CITY COLLECTOR**  
Duskin Settles and J. K. Parker Announce Candidacies.

Duskin Settles, of the Star Barber Shop, and J. K. Parker announced their candidacies today for the office of city collector. These two make a total of four candidates for that office.

## THE 1921 UNIVERSITY OF MISSOURI QUEENS.



Left to right: Ethel Woods, Kimball Hamilton, Martha Martin, Bernice Thomare, Margaret Lohman, Mabel Clarke.

## BANDITS WOUND THREE IN FIGHT

Detectives Are Shot Attempting to Stop \$13,000 Theft in Detroit.

By United Press.  
DETROIT, Jan. 31.—Three bandits fighting their way from the brokerage office of William T. Martin in the heart of the Detroit business district shot and seriously wounded three detectives who entered the office as the bandits were leaving with \$13,000 in bonds.

Two hundred detectives in twenty-five automobiles were dispatched in pursuit. They are armed with riot guns.

## WANT CONTROL OF FORD PLANTS

Determination of Financiers More Evident, Says Dow-Jones Report.

By United Press.  
NEW YORK, Jan. 31.—Determination of certain Wall street financiers to gain control of Henry Ford's interests becomes more evident every day. The Dow-Jones financial report said today:

"Henry Ford's days are limited for it is beyond the power of a single man to carry on the large number of enterprises in which he is interested. John D. Rockefeller with twenty-five millionaire workers about him was not able to do it. 'Henry Ford' is not a millionaire though his motor works have earned more than a million dollars a year, which is more than Rockefeller's Standard Oil Company made before it was ordered dissolved by the court. Rockefeller kept his organization, but it becomes more evident day after day that Ford is losing his and the officials disagree. The truth of the matter is that Henry Ford has fired his officials. He fired his \$75,000-a-year manager and told him that he never wanted to see his face again. He fired his chief auditor and now cannot find the items of collateral he wants."

## STURGEON COUPLE MARRIES

Two Licenses Issued Today by County Recorder.

Marriage licenses were issued today to two couples by J. L. Henry, county recorder. Lemon Calvin, 19, and Miss Amy Darnell Glasgow, 19, both of Harrisburg, were granted the first license. Calvin's father gave his consent to the marriage.

John B. Gully, 35, and Mrs. Bertha Richards, 28, both of Sturgeon, were granted a license and married at 2 o'clock this afternoon in the women's waiting room of the courthouse. Judge H. A. Collier performed the ceremony.

## \$300 COLLECTED FOR DANCE

Academy Club Expect \$1,000 by March for Annual Frolic.

Three hundred dollars was collected at the Academy Club meeting last Thursday toward the dance to be given sometime in February or March by the organization.

Collections have only started and it is expected that at least \$1,000 will be at the disposal of the dance committee, who promise a dance with some features never seen in any other school dance here. The date for the dance has not yet been decided, but the use of Rothwell Gymnasium has been practically assured.

## Charged With Sale of Liquor.

Jim Bibb, proprietor of a small eating place at the corner of Sixth and Broadway, is charged with violating the prohibition law. Bibb was accused of selling Jamaica ginger without a license. He was released on bond for trial.

## To Speak in Jefferson City Today.

Mrs. C. W. Greene went to Jefferson City today to speak before a joint meeting of committees of the House and Senate who are to consider the Children's Code today.

**Purple and Gold Out Today.**  
The February issue of the Purple and Gold, Columbia High School paper, is out today.

## C. C. INDIAN GIRL PRAISED

Oyapela Delights Florida Audience With Native Songs.

Delighting a large audience, the Oyapela Company presented a program of musical and Indian lore at the Tampa Bay Casino, last night. Many encores were given throughout the performance.—Tampa, (Fla.) Times.

Oyapela, the leading character of the company mentioned in the Tampa Times, is an Indian girl, who was graduated from the school of expression at Christian College four years ago. She has been traveling with her company in the eastern and southern states and in Canada since her graduation, presenting a program of Indian songs, legends and dances. Oyapela and her company are associated with the Affiliated Lyceum and Chautauqua Association. Her company consists of a pianist and a violinist, who assist in the programs.

Oyapela, the English name is Eloita Stidham. "Oyapela" means singing water. Her people are Creek Indians.

Miss Stidham's great-grandfather led the Creek tribe from Georgia to Oklahoma when they were removed in 1836. Her grandfather sowed the first wheat planted on the ground where Muskogee, Okla., is now located and was the first Indian to be admitted to the Masonic order in Oklahoma. He also represented the Creeks at Washington for many years. Miss Stidham is a niece of the present chief of the tribe in Oklahoma.

## STATEMENT OF LAW TEACHERS

Members of Faculty Say Clark's Dismissal by the Board Was Warranted.

The members of the law faculty of the University gave out this statement today regarding the dismissal of Prof. George L. Clark:

It has come to our attention that Dr. George L. Clark, lately a professor of law in the University of Missouri School of Law, but who was dismissed recently from this position, is claiming publicly throughout the State and elsewhere that his dismissal by the Board of Curators was improper and unjust. We, of the Faculty of Law of the University of Missouri, desire to state that in our opinion there were good and sufficient grounds for his dismissal. It is also our belief, based on facts known to us, that Doctor Clark, at the time that this action was taken by the board of Curators, had ceased to be a useful member of the Faculty and in our opinion, was not fitted to continue his associations with the School of Law.

J. P. McBRIDE  
J. L. PARKS  
KENNETH C. SEARS  
STANLEY H. LUTY

## DR. L. S. SKELTON IS DEAD

Rich Art Collector Lent Paintings to University Library.

Dr. L. S. Skelton, who lent the paintings which are exhibited at the University Library in Kansas City, was a millionaire oil operator and glass manufacturer of Okmulgee, Okla., but in recent years had traveled extensively and had acquired a large collection of paintings by American artists.

Doctor Skelton spent much of his time in Kansas City and it was through the efforts of his Kansas City attorneys, J. T. Harding, a former student in the University, and Dr. John Pickard, of the archaeological department of the University, that the loan of nearly fifty of his paintings to the University of Missouri was made. These paintings are valued at more than \$200,000.

## Ruth Prather Reported Improving.

Word was received from Atlanta, Ga., Saturday night that the condition of Miss Ruth Prather was slightly better. Miss Prather has been seriously ill for some time, following an operation for appendicitis. She is a graduate of the School of Journalism and at the time of her illness was doing advertising work in Atlanta.

## GERMANS MAY REFUSE TO PAY

Reichstag Adjourns Suddenly in View of Indemnity Situation.

By United Press.  
BERLIN, Jan. 31.—Immediately after the session of the Reichstag today, it was reported that the German government intended refusing to pay the 55-billion-dollar indemnity demanded by the Allies until the reparations were materially altered.

The Reichstag suddenly adjourned after a short session because of "the seriousness of the situation."

## BUYS SIXTY-ACRE FARM

Recorder Made Eight Realty Transactions Saturday.

The following sales were reported Saturday from the recorder's office:

Mr. and Mrs. A. J. Estes to Mrs. Martha C. Browning, sixty-acre farm four miles northeast of Columbia for \$4,000. Mr. and Mrs. J. R. Berrey to J. E. Jackson, lot in Centralia for \$5,000. Mr. and Mrs. J. E. Jackson to J. R. Berrey, lots in Centralia for \$3,000. Mr. and Mrs. James S. Campbell to Lawson Sapienton, Centralia lots for the nominal sum of \$1.

Mrs. Kittle E. Davis to Hugh D. Davis, lot on Windsor street for \$1,500. Mr. and Mrs. S. C. Hunt and Mr. and Mrs. S. F. Conley to Josie Cochran, lot on Ninth street for \$400.

Mr. and Mrs. M. L. Kitchens to Josie Cochran, lot on Allen street for \$150. Mr. and Mrs. John O. Lingenfelter to A. T. Lingenfelter, two lots on First avenue and one in the town of Ashland for the nominal sum of \$1.

## WAGE SETTLEMENT ASKED

Railway Managers Advised to Settle Controversy With Workers.

By United Press.  
CHICAGO, Jan. 31.—Railway managers were advised today by the United States Railway Labor Board to co-operate with their employees and work out a sensible settlement of the wage controversy.

The managers presented a petition asking immediate abrogation of the national agreement which would cause a reduction in the wages of 500,000 unskilled workers.

As W. W. Atterbury, chairman of the labor board of the Railway Executive Association, finished his petition, Judge R. M. Barton, chairman of the federal board, informed him that the employers "should be able to settle the question by direct negotiations with the men."

Atterbury declared that the railway situation was so critical that unless the board gives immediate relief by granting the petition, the managers will be forced to ask a general wage reduction.

## HOLSTEIN COW IS CHAMPION

St. Louis Animal Is First in State After Week's Test.

Hotlande Harting, a five-year-old Holstein cow, bred and owned by F. W. A. Vesper of St. Louis, finished a seven-day test last week which made her the champion cow in Missouri. She produced 55.38 pounds of milk containing 23.8 pounds of butter fat.

The test was supervised by the dairy department of the College of Agriculture of the University.

## Students Lease Y. M. C. A. Pool.

The short course students of agriculture have obtained the use of the Y. M. C. A. swimming pool until the end of the present school term. One hundred and twenty tickets will be sold, which will give the holders use of the pool at any time. The students hope to get credit in physical education for swimming.

## William Hoskins Sells Farm.

William Hoskins sold a 120-acre farm near Ashland to W. J. Davidson, Rockport, Ill., for \$8,000, according to W. H. Goldberry, who closed the deal. Mr. Davidson will move to his new home, March 1.

## Columbia Couple Married.

David Crews Berry and Mrs. Nannie Leomora Kyle of Columbia were married at 7 o'clock yesterday evening, at the home of Roy Sexton, 514 Moss avenue. The Rev. W. S. St. Clair, performed the ceremony.

## AD CLUB WORK SUCCEEDING

Propaganda It Spreads Over State Is Already Showing Results.

Although direct results from the propaganda spread broadcast over the state by the Ad Club are not expected before next year, the favorable impression which it is leaving has already become manifest, according to Louis D. Potter, president of the club.

The work of advertising the University, which is the purpose of the club, did not begin until November, as the first months of the fall term were required for organization.

The Ad Club has a list of 557 newspapers throughout the state, to which it sends news items regarding the activities of the University. The first story issued in November was an account of Homecoming Day.

Two stories were circulated in December, one emphasizing the need of more building at the University, particularly a women's building, and the second telling why a much larger appropriation is needed from the State Legislature.

It is in this latter connection that much of the favorable response to the Ad Club's work has been noted. Personal letters to every state senator and representative were sent out and many replies were received. In only a few instances was there found a note of dissent. The matter of a larger appropriation has also been taken up directly with Governor Arthur M. Hyde and the appropriations committee.

The most recent story circulated among the papers concerned the College of Agriculture. Other features will be distributed over the state throughout the year.

## SERMON BRINGS \$1,350 TO FUND

Near-East Relief Swelled to Nearly \$2,500 After Talk by Minister.

The Near-East Relief fund was swelled by an additional donation of approximately \$1,350 by the Christian Church yesterday, after the Rev. Walter M. Haushalter, in his sermon on "The Healing of the Nations," vividly painted the destitute conditions in Europe. This amount was given in cash and pledged.

Although complete reports of contributions made last week have not been received, Mrs. H. H. Banks, treasurer, said this morning that the total figure would be near the \$2,500 mark. Sixty dollars was turned in yesterday by the Phi Mu Sorority. Although other societies in the University have pledged to support a child in Europe for one year, which requires \$60, few have turned in the money.

Mrs. Banks announced today that a special plea will be made this week to all University fraternities for donations to the fund. A complete report of the treasurer will be made sometime this week.

## SPEAKS AT SHELBYVILLE

A. G. Loomis Talks to Farmers on "Co-Operative Elevators."

Ralph Loomis, extension agent in marketing, addressed a meeting of about sixty farmers at Shelbyville last Wednesday on "Co-Operative Grain Elevators." The meeting was called to organize a co-operative shipping association.

If the association is formed, Mr. Loomis said, it will buy out the Shelbyville Stock Company, which was organized by thirty-five farmers two years ago. The company was organized before the enactment of the state co-operative law and it declared a dividend of thirty per cent on the stock, putting \$5,000 in reserve. A co-operative association divides its profits into three parts, at least ten per cent going to the reserve until the reserve equals one-half of the paid-up capital. Then the shareholders may vote to pay dividends not to exceed ten per cent interest on the investment. The balance is prorated on the basis of patronage.

## TO COMPLETE Y. M. C. A. BOARD

Two Faculty Members and Two Students to Be Elected.

The Y. M. C. A. Board will meet tonight and elect the two faculty members and the two students who are to represent the University on the new Y. M. C. A. Board. The three remaining members of the old board will hand in their resignations at this meeting.

## To Speak in St. Louis.

Miss Jessie Burrall, who joins the faculty of Stephens College soon as head of the Bible department, will speak in St. Louis tomorrow afternoon under the auspices of the women's circle of the Third Baptist church.

## Garden Club Trophy Still Missing.

No trace has as yet been found of the Garden Club cup which was stolen from the Knights of Columbia Hall last Wednesday. A search is still being conducted for it.

## C. H. S. Student Is Ill.

Miss Julia Marie Crews, a junior in Columbia High School, will not be able to continue her school work this term because of a nervous breakdown.

## Miss Mitchell Teaching in C. H. S.

Miss Frances Mitchell is doing substitute teaching in the history department at Columbia High School this week.

## VICTORY FOR SOCIALISTS IN BERGER CASE

Judge Landis Disqualified as Trial Judge After They File Affidavits Against Him.

**MAY HAVE NEW TRIAL**  
President Will Not Commute Sentence of Eugene V. Debs as Palmer Recommends.

By United Press.  
WASHINGTON, Jan. 31.—Victor L. Berger of Milwaukee and other Socialist leaders won in the Supreme Court today one of the main points in their fight on their conviction and sentence to twenty years imprisonment on charges of violation of the Espionage Act.

The court held that Judge Kenesaw Mountain Landis of the Federal District Court of Chicago was disqualified as a trial judge when the Socialists filed affidavits of prejudice against him for statements he is alleged to have made upon sentencing a man convicted of violation of the Espionage Act shortly before Berger's trial.

The result of the court's decision will probably be a reversal of Judge Landis' decision and a new trial before another judge. However, the decision does not mean the final settlement of Berger's case.

**DEBS MUST STAY IN PRISON**  
President Wilson's Denial of Recommendation of Attorney-General Palmer that the ten-year sentence of Eugene V. Debs be commuted to expire February 12, it was announced from the White House today.

No reason was given at the White House for President Wilson's action. The letter was delivered today and was acted upon immediately.

Debs has been the Socialist candidate for President five times and is now serving a term in the United States prison at Atlanta for violation of the Espionage Act.

Attorney General Palmer said that Debs is 65 years old and though his punishment has not been adequate it has been severe.